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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKARAI AH

2339
WRIT PETITION NO. 23339/1991.

BETWEEN:

Sri.C.Basavaraju,
S/o.Revanappa, Hindu,
aged about 29 years,
R/o.Kadenandihalli,
Shikaripur Taluk,
Shimoga District.

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: PETITIONER

(Sri.C.M.Basavarya for Petitioner)

AND:

1. State of Karnataka by
its Revenue Secretary,
Vidhana Soudha, Bangalore.
2. The Special Deputy
Commissioner, Shimoga.
3. The Asst. Commissioner
and Land Acquisition Officer,
Sagar, Shimoga District.
4. The Group Panchayat,
Kadenandihalli,

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Shikaripur Taluk,
Shimoga District.

: RESPONDENTS

(Sri.K.Nagaraja, HCGP, for R-1 to R-3.
R-4 being served)

This Writ Petition filed under Articles 226
and 227 of the Constitution of India with an affi-
davit praying to quash annexure B dt.27.1.88
No.R-3 RHS.SR.1/87-88 and etc.,

This Writ Petition coming on for hearing this
day, the Court made the following:

O R D E R

T.by:JL (c.t. only)

R.by: 8/10/11/98

C.by: 8/10/11/98

WRIT PETITION NUMBER 2339/1991.

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ORDER

CSJ:

30-6-98.

The petitioner has prayed for quashing of Annexure-B in this Writ Petition.

Annexure B is only a notice issued under Section 3(2) of the Karnataka Acquisition of Land for Grant of House Sites Act 1972. Even though the petitioner has said in the Writ Petition that the authorities have issued final notification under section 3 (4) of the Act, pursuant to the preliminary notification, no notification has been produced along with this petition. In the Writ Petition Annexure-B is mentioned as the final notification, but Annexure-B is only a notice issued under section 3(2) of the Act. Since the petitioner has not produced the final notification and has not sought for quashing of the same, no relief can be granted in favour of the petitioner.

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Accordingly, this Writ Petition is
rejected.

Sd/-
JUDGE

KVS.



